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MEMORANDUM OF OIL AND GAS LEASE

WV-06/09

This Memorandum of Oil and Gas Lease is made and entered into this 22 day of January, 2010 by and between **Carol A. McVitty and Donald W. McVitty, her husband**, whose address is **PO Box 2672, Atlantic Beach, North Carolina 28512** (hereinafter called "Lessor"), and **Chesapeake Appalachia, L.L.C.**, an Oklahoma limited liability company, whose address is **6100 N. Western Avenue, Oklahoma City, OK 73118** (hereinafter called "Lessee").

One Plus 243

WITNESSETH

For and in consideration of the sum of One Dollar (\$1.00) cash in hand paid, and other good and valuable consideration, Lessor did make and execute in favor of Lessee an Oil and Gas Lease dated January 22, 2010 and made effective January 22, 2010 which provides for a **five (5)** year primary term ~~and an option to renew for an additional five (5) year term~~ covering Lessor's interest in the following described lands:

Tax Map No: **5-5; 5-5.1; 5-5.2; 5-5.3; 5-5.4; 5-17; 5-18; 5-20; 5-21; 5-22; 5-23; 5-24**

bounded formerly or currently as follows:

- On the North by lands of: **M. Snyder; Several Small Parcels;**
- On the East by lands of: **D. Leach; S. Hostutler; Several Small Parcels;**
- On the South by lands of: **J. Fletcher;**
- On the West by lands of: **E. Aston;**

Containing **126.306** acres and located in the District of **Meade**, **Marshall** County, State of West Virginia, for the purpose of drilling, operating for, producing and removing oil and gas and all the constituents thereof. Said lands were conveyed to Lessor by virtue of deed dated **January 20th, 1962** and recorded in said County in **WB 82/123**.

This Memorandum of Oil and Gas Lease is being made and filed for the purpose of giving third parties notice of the existence of the Lease described above. The execution, delivery and recordation of this Memorandum of Oil and Gas Lease shall have no effect upon, and is not intended as an amendment of the terms and conditions of the Lease. It is the intent of the Lessor to lease all of Lessor's interest in and to the properties described herein, whether or not the tracts recited herein are properly described, and further it is understood this lease includes all rights owned by the Lessor in the properties described herein.

IN WITNESS WHEREOF this Memorandum of Oil and Gas Lease is executed as of the date first above written.

WITNESS:

LESSOR:

Carol A. McVitty
Carol A. McVitty
Donald W. McVitty
Donald W. McVitty

WITNESS:

CHESAPEAKE APPALACHIA, L.L.C.
An Oklahoma limited liability company

Lester A. Zinkus
Lester A. Zinkus
Vice President - Land, Eastern Division

State of North Carolina
County of Carter
I, Laura P. Willis, a Notary Public of said County and State, do hereby certify that Carol W. McVitty, Donald W. McVitty personally appeared before me this day and acknowledged the due execution of the foregoing instrument. Witness my hand and official seal, this the 30 day of March, 2010
Notary Public: Laura P. Willis
My Commission Expires July 20, 2013

Jan Pest
MARSHALL County 01:17:19 PM
Instrument No 1286106
Date Recorded 05/14/2010
Document Type O&G
Pages Recorded 2
Book-Page 701-16
Recording Fee \$10.00
Additional \$6.00

CORPORATE ACKNOWLEDGMENT

STATE OF OKLAHOMA)

) SS:

COUNTY OF OKLAHOMA)

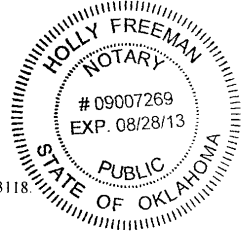
On this the 26th day of April, 2010, before me, a notary public, the undersigned officier, personally appeared **Lester A. Zitkus**, who acknowledged himself to be the **Vice President - Land, Eastern Division of Chesapeake Appalachia, L.L.C.**, and that he as such **Vice President - Land, Eastern Division**, being authorized to do so, executed the foregoing instrument for the purposes therein contained by signing the name of the corporation by himself as **Vice President - Land, Eastern Division**.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

My Commission Expires:

Signature/Notary Public: Holly Freeman

Name/Notary Public (print): _____



Please return original document to: Chesapeake Appalachia, L.L.C., 6100 N. Western Avenue, Oklahoma City, OK 73118

STATE OF WEST VIRGINIA, MARSHALL COUNTY, SCT.:

I, JAN PEST, Clerk of the County Commission of said County, do hereby certify that the annexed writing, bearing date on the 22nd day of January, 2010, was presented for and by me, admitted to record in my office upon the above certificate as to the parties therein named this 14th day of May, 2010 at 1:17 o'clock P.M.

TESTE: Jan Pest Clerk.